

Minutes of the meeting of the Kingaroy Shire Council, held in the Council Chambers, Glendon Street, Kingaroy on Tuesday 25 February 2003 at 9.00 am.

**PRESENT** Cr KR Nunn (Mayor), Crs WD Moss, MG Shaw, GMG Wilson, CD Dalton, BJ Carroll, TW Fleischfresser, LJ Trout, AD Wieden, MA Lehmann and KM Campbell

**PRAYERS AND CONDOLENCES** A motion of sympathy was passed to the relatives of the late WJ Beard, VL Buchholz, OM Muller, GD Kenny, A Brown, PC Ardley, PN Powell, EV Cullen, H Lovejoy, GF Schultz, KL Clarke, D Dalton, B Pattison

A representative of the Ministers Fraternal offered prayers for the bereaved, for Council and for the conduct of the Council meeting.

**ADDRESS FROM PUBLIC GALLERY** Mrs E Chalmers addressed Council in relation to the clean-up by Council Staff of her property at 71 Kingaroy Street, Kingaroy on Thursday 20 February 2003

**MAYOR'S MINUTES**

**Mayors Report** Moved Cr Lehmann seconded Cr Dalton that the Mayor's Report be received. (A1-A4)

Carried

**CONFIRMATION OF MINUTES**

Moved Cr Shaw seconded Cr Lehmann that the minutes of the previous meeting held on 28 January 2003, the minutes of the special meeting held on 28 January 2003 and the minutes of the special meeting held on 4 February 2003 as recorded be confirmed.

Carried

**CONSIDERATION OF BUSINESS SECTIONS INCLUDING BUSINESS ARISING OUT OF MINUTES OF PREVIOUS MEETING**

SEE BUSINESS FUNCTION HEADINGS

## **Town Planning and Subdivision Section**

### **Business Arising Out of Minutes**

Mr Graham & Mrs Sandra Barrett Re-submitting a development application (Material Change of Use) for Indoor Entertainment (Martial Arts and Other Activities) at 97 Haly Street Kingaroy

### **Correspondence**

Daryl Swan Forwarding letter of concern regarding the IDAS Development Application for an Indoor Entertainment Centre at 97 Haly Street – Barrett

The Manager of Planning Services submitted a written report recommending that Council issue a Development Permit subject to conditions (B6-B15)

Moved Cr Trout seconded Cr Wilson that the report be adopted subject to alteration of the required signage from “No Parking” to “No Stopping”

Carried

David J & Sannah C Pratt Forwarding Enquiry Preliminary for H & DP Investments Pty Ltd regarding New 600 m2 Centrelink Building at property at Lots 1 & 2 RP 178896, 21 & 23 Markwell Street

The Manager of Planning Services submitted a written report recommending approval “*in principal*” subject to conditions the redevelopment of land at 21 & 23 Markwell Street for a new Centrelink Office (B1-B5)

Moved Cr Trout seconded Cr Wilson that the report be adopted

Carried

### **DECLARATION OF INTEREST**

The Mayor declared an interest in the following matters and left the meeting

The Deputy Mayor assumed the Chair

O'Reilly Nunn Favier Forwarding IDAS Development Application to subdivide Lot 43 FTZ 37179 (Family Subdivision) – Shooter

Moved Cr Trout seconded Cr Fleischfresser that the matter be deferred pending receipt of further advice from the applicants

Carried

Jonathan A Holden Forwarding IDAS Development Application for a boundary realignment Lots 69 & 70 RP 68868, 9 & 11 Tuite Street – Holden

The Manager of Planning Services submitted a written report recommending that Council issue a Development Permit subject to conditions (B16-B20)

Moved Cr Trout seconded Cr Fleischfresser that the report be adopted

Carried

**ATTENDANCE**

Cr Wieden declared an interest in the following matter and left the meeting

O'Reilly Nunn Favier Forwarding an IDAS Application for a Material Change of Use & Reconfiguration of Boundaries at Lot 32 RP190075 - G Wieden - Rural Residential Development (1 Lot into 9 Lots)

Moved Cr Trout seconded Cr Fleischfresser that consideration of the matter be deferred pending completion of the required procedures and a meeting be arranged with the applicant in the meantime

Carried

O'Reilly Nunn Favier Requesting an extension of a further two (2) years for approval for the reconfiguration of boundaries - Lot 3 RP154896 - DR & JA Carroll

Moved Cr Trout seconded Cr Moss that the request be approved

Carried

**ATTENDANCE**

Cr Wieden returned to the meeting

Mr Gregory Lee Forwarding an IDAS Application for a Boundary Reconfiguration - 3 Lots into 2 Lots - Lots 26 to 28 RP851276 - owner: Clifford & Lynette Harper; Colin & Lorraine Kiem & Gregory Lee

The Manager of Planning Services submitted a written report recommending that Council issue a Development Permit subject to conditions (B21-B24)

Moved Cr Trout seconded Cr Moss that the report be adopted

Carried

**ATTENDANCE**

The Mayor returned to the meeting and resumed the Chair

- Local Government Association of Queensland Inc Requesting comments by Friday 14 March 2003 regarding the Draft Policy on Secondary Use of Trust Land
- Moved Cr Trout seconded Cr Fleischfresser that Council investigate the likely impact on Council operations and lodge a submission if considered necessary
- Carried
- Steve F & Cathy M Davis Forwarding an IDAS Application for a proposed Dwelling House and Separate Accommodation Units at Lot 4 SP131610 - 297 Birt Road Kingaroy
- Moved Cr Trout seconded Cr Fleischfresser that consideration of the matter be deferred until required procedures are complete
- Carried
- Alkaloids Australia Pty Ltd Forwarding an IDAS Application - Change to Development Approval - Amended Car Park and Access From Oil Seeds Road – Lot 99 RP36980 - Applicant: Alkaloids of Australia Pty Ltd; Owner: G Crumpton & Sons.
- The Manager of Planning Services submitted a written report recommending that Council approve the application for a changed approval subject to conditions (B25 – B29)
- Moved Cr Trout seconded Cr Fleischfresser that the report be adopted
- Carried
- Queensland Local Government Mutual Liability Pool Forwarding information concerning statutory compensation for invalid development approvals – Integrated Planning Act
- Moved Cr Trout seconded Cr Fleischfresser that the letter be received
- Carried
- S J Freshwater Seeking permission to erect a shed on their property for storage purposes until their house is built
- Moved Cr Trout seconded Cr Shaw that Council approve the application subject to the usual conditions
- Carried
- General Business**
- Review of Draft Planning Scheme The Manager of Planning Services submitted a written report on Kingaroy Shire Response to the 3<sup>rd</sup> Draft Planning Scheme (B30-B33)
- Moved Cr Trout seconded Cr Lehmann that Council adopt the report and authority be delegated to the Mayor to consider further comments from Councillors before the Planning Scheme is submitted to the Minister for State Interest Checks
- Carried

Kevin W & Gavina M Lee The Manager of Planning Services submitted a verbal report on a request received seeking a relaxation of *landscaped open space requirements* to erect Duplexes on Lots in Martin Place, in return for providing an additional two (2) off-street car parking spaces

Moved Cr Wilson seconded Cr Shaw that the request be approved

Carried

#### **ADJOURNMENT**

Moved Cr Shaw that the meeting adjourn for ten (10) minutes

Carried

#### **RESUMPTION**

The meeting resumed at 10.48 am with attendance as previous to the adjournment

### **Finance Section**

#### **Correspondence**

Minister for Local Government and Planning

Advising of the completion of the review of the methodology used to allocate the Commonwealth Financial Assistance Grant to all Councils and that the indicative grant for Kingaroy Shire Council for 2003-04 will be \$1,912,073

Moved Cr Lehmann seconded Cr Wilson that the letter be received

Carried

Local Government Association of Queensland Inc

Requesting Council consider making a donation to the Canberra Bushfire Recovery Appeal

Moved Cr Campbell seconded Cr Trout that the letter be received

Carried

Minister for Regional Services Territories & Local Government

Advising that under no circumstances should Council use the 2003-04 Commonwealth Financial Assistance Grant figures provided by the Minister for Local Government & Planning for budget purposes

Moved Cr Trout seconded Cr Lehmann that the letter be received

Carried

Local Government Association of Queensland Inc

Forwarding information regarding the Queensland Arts Council Protocol Review

Moved Cr Campbell seconded Cr Lehmann that the letter be received

Carried

The South Burnett National Show Society	Requesting Council consider a reduction in Hall hire fees for the Show Ball to be held on 28 March 2003	
	Moved Cr Campbell seconded Cr Lehmann that Council agree to make a donation equal to 50% of the Town Hall rental	Carried
Careflight Queensland Air Medical & Rescue Service	Seeking Council's financial assistance and support in the forthcoming budget for the RACQ Careflight which provides an Air Medical and Rescue Service to the people of Southern Queensland and Northern New South Wales	
	Moved Cr Wieden seconded Cr Lehmann that provision for a donation of \$500 be made in the 2003/2004 Budget	Carried
Regional Achievers Awards - Community of the Year Award	Requesting support and sponsorship for the Queensland Regional Awards 2003 Launch at the Kingaroy Town Hall to be held on Wednesday 26 March 2003	
	Moved Cr Shaw seconded Cr Lehmann that Council agree to support the Regional Awards 2003 launch to a maximum contribution of \$2,000	Carried
Local Government Association of Queensland Inc	Advising a Discussion Paper has been released by the Inquiry into Local Government and Cost Shifting and requesting comments for consideration in the preparation of a final report	
	Moved Cr Lehmann seconded Cr Shaw that the letter be received	Carried
<b>Monthly Financial Statements</b>	Moved Cr Campbell seconded Cr Lehmann that the Financial Statements for the period ended 31 January 2003 be received and adopted (C1-C6)	Carried
<b>General Business</b>		
Manager of Library Services Report	The Manager of Library Services submitted a written report (C7)	
	Moved Cr Campbell seconded Cr Lehmann that the report be received and donors of books be thanked	Carried
Economic Development Advisory Body Report	The Economic Development Advisory Body reported in accordance with the minutes of the meeting held on the 18 February 2003 (C8-C40)	
	Moved Cr Campbell seconded Cr Lehmann that the Economic Development Advisory Body Report be received and adopted	Carried

South Burnett Community Private Hospital	Moved Cr Fleischfresser seconded Cr Shaw that Council authorise disposal of the laundry equipment from South Burnett Community Private Hospital	Carried
Kingaroy Citizens Band – Donation	Moved Cr Wieden seconded Cr Shaw that in recognition of the assistance provided by the band in attending Council and Community functions a donation be made towards the cost of public liability insurance	Carried
Tenders – Contract No 480 – Computer System	The Director of Administration and Finance submitted a written report on Contact 480 – Supply, Delivery, Installation and Testing of Computer Software and Services for a Local Government Business System (C48-C61)	
	Moved Cr Campbell seconded Cr Wieden that the report be received and adopted	Carried
Report on Traineeships	The Director of Administration and Finance submitted a written report on the Traineeships for 2003/2004 (H4-H5)	
	Moved Cr Campbell seconded Cr Trout that the report be received	Carried
Report on Final Methodology – Financial Assistance Grants	The Chief Executive Officer submitted a written report on Queensland Local Government Grants Commission Methodology Review – Final Report (C41-C47)	
	Moved Cr Campbell seconded Cr Trout that the report be received	Carried
House of Representatives – Standing Committee on Economics, Finance and Public Administration	Forwarding a Discussion Paper and Questionnaire on Inquiry into Local Government and Cost Shifting	
	Moved Cr Dalton seconded Cr Lehmann that the matter be referred to the Mayor and Cr Campbell to coordinate responses from the Councillors	Carried
Rural/Remote Community Drug Education Initiative	Moved Cr Trout seconded Cr Dalton that Council donate the Town Hall for use by Schools for the Rural/Remote Community Drug Education Initiative Steering Committee Meetings	Carried

## **Works Section**

### **Correspondence**

- Kingaroy Croquet Club Inc Forwarding written notice advising that the croquet club will be vacating their venue to relocate to the men's bowls club at the end of January 2003 due to Council withdrawing help regarding maintenance & increasing insurance costs
- Moved Cr Wieden seconded Cr Campbell that the letter be received
- Carried
- Queensland Health Requesting that the drainage and kerb and channelling at the front of the Kingaroy Hospital along Youngman Street be upgraded
- Moved Cr Wieden seconded Cr Trout that the letter be received and referred to the Budget meeting for consideration
- Carried
- Neal B Smith Seeking Council's cooperation to erect lower speed signs on Redmans Road for the safety of children using the school bus and request that school bus area signs be erected as well
- Moved Cr Wieden seconded Cr Shaw that the letter be received and the writer be advised that as Redmans Road is classified as a Trunk Connector Road the 50Kmph Limit is not applicable and the speed limit will remain at 80Kmph, however, these signs will be upgraded to be more noticeable. Further, the writer be advised, School Bus signs will not be erected and the reasons explained.
- Carried
- Mr Kevin & Mrs Tracie Matthews Drawing Council's attention to the poor condition of the footpaths on Frederick Street Wooroolin and the lack of pedestrian crossings in the area
- Moved Cr Wieden seconded Cr Shaw that the matter be referred to Area 2 Representatives with the power to act
- Carried
- Department of Main Roads Requesting comments regarding an application from Frazers Livestock Transport to operate B-Triple Combination Vehicles from Moonie Highway in Dalby to Kingaroy via the Bunya Highway
- The Director of Engineering Services advised that the Department of Main Roads had refused the application
- Moved Cr Wieden seconded Cr Shaw that the advice be noted
- Carried

Local Government Association of Queensland Inc Forwarding the LGAQ Submission to the Auslink Green Paper  
 Moved Cr Wieden seconded Cr Shaw that the letter be received and Council make the local Federal Member aware of its position  
 Carried

Mrs Tracy L Baillie Requesting permission to lease the old Nanango Railway Land which runs from Earl Street to Harris Road Kingaroy - Council Land - Part of Lot 2 RP37031  
 Moved Cr Wieden seconded Cr Fleischfresser that Council offer no objection to the transfer of the lease on the same terms and conditions as currently apply including control of declared weeds  
 Carried

**General Business**

Directors Report – Engineering Services The Director of Engineering Services submitted a written report (D1-D5)  
 Moved Cr Wieden seconded Cr Shaw that the Directors Report – Engineering Services be received  
 Carried

Plans for Approval Moved Cr Lehmann seconded Cr Wilson that the following Plans and Estimates be approved: (D10)

<b>Plan No</b>	<b>Description</b>	<b>Estimate</b>
2155	James Street / First Avenue Roundabout	\$65,000

Carried

Contract No 486 The Director of Engineering Services submitted a written report on Contract No 486 – Supply and Delivery of one (1) only 70KW approx PTO power 4WD agricultural tractor with trade-in of an existing agricultural tractor (D6-D9)  
 Moved Cr Wieden seconded Cr Moss that the report be adopted  
 Carried

**ADJOURNMENT** Moved Cr Trout that the meeting adjourn until 2.00 pm  
 Carried

During the adjournment, Stacy Field, South Burnett Community Development Program Officer under Centacare addressed the meeting

**RESUMPTION** The meeting resumed at 2.15 pm

**ATTENDANCE** Cr KR Nunn (Mayor), Crs WD Moss, MG Shaw, GMG Wilson, CD Dalton, TW Fleischfresser, LJ Trout, MA Lehmann and KM Campbell

## **Water and Sewerage Section**

### **General Business**

Director's Report – Water and Sewerage    The Director of Engineering Services submitted a written report (E1-E3)

Moved Cr Dalton seconded Cr Trout that the Directors Report – Water and Sewerage be received

Carried

Plans for Approval    Moved Cr Trout seconded Cr Dalton that the following Plans and Estimates be approved: (E4)

<b>Plan No</b>	<b>Description</b>	<b>Estimate</b>
7510	5 & 7 Gabbee Street – 2 x 100 mm Sewer Connections	\$5,116
7512	Caravan Dump Point – Lions Park Pump Out Facility – Mobile Homes	\$2,727
7511	Martin Place – First Avenue 100 mm Water Main Extension	\$16,937

Carried

### **ATTENDANCE**

Cr Wieden and Cr Carroll entered the meeting

### **INSPECTION PROGRAM**

Moved Cr Dalton seconded Cr Moss that the Kingaroy Shire Council resolve to carry out an Approved Inspection Program under Chapter 15 of the Local Government Act, 1993 of all seweraged premises in and around the town of Kingaroy to monitor compliance with the requirements of the Sewerage and Water Supply Act, Standard Sewerage Law relating to the entry of stormwater to Council's Sewerage System.

The Systematic Inspection Program will commence on 3 March 2003 and conclude on 3 June 2003 and will be conducted between the hours of 9.00 am and 5.00 pm on weekdays only.

It is intention of the Council that authorised officers will inspect every seweraged property during the period for the program.

Carried

## **Health and Building Section**

### **Correspondence**

Building Codes Queensland    Forwarding details of a new Plumbing and Drainage Act 2002 incorporating Plumbing & Drainage, Stormwater Drainage, Building Certification, Pool Fencing & Timing of Implementation

Moved Cr Fleischfresser seconded Cr Trout that the letter be received

Carried

Sunshine Coast  
Inspection Services

Forwarding a request for concession of the boundary regulations for the proposed garage to be constructed a minimum of 5.3m from Wattle Street at 4 Gumtree Drive Kingaroy - Lot 55 RP866068 - K & S Shulz

Moved Cr Fleischfresser seconded Cr Lehmann that the request be approved

Carried

### **General Business**

Directors Report –  
Health and Building

The Director of Health & Building submitted a written report

(F1-F14)

Moved Cr Fleischfresser seconded Cr Dalton that the Director of Health & Building report be adopted subject to the following:

#### *Scouts – Worm Farms and Compost Bins*

That Council approve the write off of the outstanding account on the condition that the surplus items become the property of the Council;

#### *Recycling Station – Ivy Street and River Road*

That the contractors be given a final warning to comply with the requirements of their contract or have it terminated;

#### *Administration Fee for overgrown allotment notices –*

That the recommendation be deleted and the matter be further investigated

#### *Taabinga Cemetery -*

That Council purchase a shade structure and chairs for the Taabinga Cemetery

Carried

Report on Waste  
Management Issues

The Director of Health & Building submitted a written report outlining Waste Management Issues

(F15-F33)

Moved Cr Fleischfresser seconded Cr Wilson that the report be received and further considered when the results of the Regional Waste Study have been received

Carried

BIEDO Progress Report

Linda Silburn from Burnett Inland Economic Development Organisation (BIEDO) addressed Council on a progress report on BIEDO and seeking Council's input on priority actions for 2003

### **ATTENDANCE**

Cr Campbell left meeting

## **Rural Services Section**

### **Correspondence**

Office of the Gene Technology Regulator      Seeking comments by 14 March 2003 regarding a Request for Advice on Licence Application DIR 022/2002 From Monsanto Australia Ltd to Undertake Dealings With Genetically Modified Cotton

Moved Cr Moss seconded Cr Dalton that the letter be received and the writers be advised that Council lodge its objection again to the release of genetically modified Cotton into our Shire and the reasons be explained

Carried

### **ATTENDANCE**

Cr Campbell returned to the meeting

Local Government Association of Queensland Inc      Requesting comments by Monday 17 March 2003 concerning the draft Queensland Feral Pig Management Strategy

Moved Cr Moss seconded Cr Lehmann that the letter be received

Carried

South Burnett National Show Society      Requesting the use of the scales and yards for the annual Prime Cattle Championships to be held on 3 March 2003

Moved Cr Moss seconded Cr Lehmann that the letter be received and the request be approved subject to the usual conditions

Carried

### **General Business**

Manager's Report – Rural Services      The Manager of Rural Services submitted a written report      (G1)

Moved Cr Moss seconded Cr Shaw that the Managers Report – Rural Services be received and adopted

Carried

Municipal Saleyards Report      The Manager of Rural Services submitted a written report      (G2)

Moved Cr Moss seconded Cr Trout that the Municipal Saleyards Report be received

Carried

## **General Section**

### **Correspondence**

Department of  
Emergency Services

Forwarding details of the enhancement of the State Emergency Services (SES) Cadet Scheme which will occur throughout 2003

Moved Cr Lehmann seconded Cr Shaw that the letter be received

Carried

Sport & Recreation  
Queensland

Forwarding Minor Facilities Program 2003 (guidelines for applicants), Major Facilities Program 2004 and National Standard Facilities Program 2003-2004

Moved Cr Lehmann seconded Cr Campbell that the letter be received

Carried

Local Government  
Association of  
Queensland Inc

Forwarding information regarding the Status of Councillor Records - Queensland State Archives

Moved Cr Lehmann seconded Cr Campbell that the letter be received

Carried

Local Government  
Association of  
Queensland Inc

Requesting comments by Friday 28 February 2003 regarding a proposal for the Supply of Fodder to Graziers

Moved Cr Lehmann seconded Cr Wieden that the letter be received and the writers be advised that the Local Businesses are filling the role

Carried

Local Government  
Association of  
Queensland Inc

Forwarding a Call for Nominations - World Environment Day Awards 2003

Moved Cr Wieden seconded Cr Campbell that the letter be received

Carried

South Burnett Local  
Government Association  
Inc

Forwarding the Minutes of the General Meeting held on 31 January 2003 and advising that the next meeting will be hosted by Kingaroy Shire Council on Friday 4 April 2003

Moved Cr Lehmann seconded Cr Campbell that the letter be received

Carried

- Queensland Farmers' Federation Forwarding an Urgent Drought Notice and seeking support from Council for an 'Exceptional Circumstances' application for the Burnett Region
- Moved Cr Lehmann seconded Cr Wilson that the letter be received and Council allocate funding for the preparation of an “Exceptional Circumstances” Declaration for Kingaroy
- Carried
- Minister for Primary Industries Forwarding a copy of a letter addressed to Wide Bay Burnett Regional Organisation of Councils concerning applications for Exceptional Circumstances assistance for drought stricken producers
- Moved Cr Lehmann seconded Cr Moss that the letter be received
- Carried
- Queensland Fruit & Vegetable Growers Ltd Requesting Council make the strongest possible representations to Government on drought issues on behalf of horticulture and Council's broader constituency
- Moved Cr Moss seconded Cr Campbell that the letter be received
- Carried
- Department of Housing Inviting Council to attend a briefing session regarding consultation on the Housing Bill 2003
- Moved Cr Trout seconded Cr Moss that the letter be received
- Carried

**RECEPTION AND CONSIDERATION OF COMMITTEE AND DELEGATES' REPORTS**

- Regional Arts Development Fund (RADF) Committee Report The Regional Arts Development Fund (RADF) Committee reported in accordance with the minutes of the meeting held on Wednesday 29 January 2003 (H1-H3)
- Moved Cr Wieden seconded Cr Trout that the report be received and adopted
- Carried

**GENERAL BUSINESS**

- Annual Leave – Chief Executive Officer Moved Cr Wieden seconded Cr Lehmann that the Chief Executive Officer be authorised to take annual leave from 3 May 2003 to 18 May 2003 inclusive and the Director of Engineering Services, Mr John Kersnovski be appointed Acting Chief Executive Officer during that period
- Carried

March General Meeting - Moved Cr Dalton seconded Cr Moss that the March 2003 General Inverlaw meeting be held in the Inverlaw Hall, Inverlaw

Carried

**Reception of Correspondence and Reports Listed for Information**

Moved Cr Campbell seconded Cr Lehmann that General Correspondence and Reports Listed for Information (Folio I1 – I32) be received, that the Outward Correspondence be adopted and that Transfers Nos 29283 to 29314 (both inclusive) be received and recorded in Council’s Rate Books.

Carried

**Members General Business**

Letter of Congratulations Moved Cr Shaw seconded Cr Moss that a letter of congratulations be forwarded to the Kingaroy Shoppingworld on a successful Awards Night

Carried

There being no further business, the meeting was declared closed.

Confirmed before me this ..... day of ..... 2003.

**MAYOR**